

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA	:	
	:	CRIMINAL NO. 3:18-282
v.	:	
	:	(JUDGE MANNION)
STEPHANI TAYLOR,	:	
	:	
Defendant	:	

ORDER

Based on the court's memorandum issued this same day, **IT IS
HEREBY ORDERED THAT:**

- (1)** The defendant Stephani Taylor's letter Motion for Immediate Release to Home Confinement, **(Doc. 80)**, is construed as an emergency petition for writ of habeas corpus pursuant to 28 U.S.C. §2241.
- (2)** The clerk of court is directed to docket Taylor's Doc. 80 motion as a §2241 habeas petition and to assign it a separate civil number. Due to the immediate request for relief sought, the clerk of court is directed forgo the thirty-day administrative order requiring Taylor to pay the filing fee for a habeas petition, as that can be addressed in the proper jurisdictional court.

(3) The clerk of court is then directed to forthwith transfer Taylor's habeas petition to the U.S. District Court for the Northern District of West Virginia.

(4) To the extent Taylor's Doc. 80 motion could be alternatively construed as a motion for compassionate release, it is **DISMISSED WITHOUT PREJUDICE** for lack of jurisdiction since she has failed to comply with §3582(c)(1)(A)'s exhaustion requirement.

(5) To the extent Taylor's Doc. 80 motion could be alternatively construed as a motion for immediate release to home confinement under the CARES Act, it is **DISMISSED** since the court lacks authority to grant such relief under the Act.

s/ Malachy E. Mannion

MALACHY E. MANNION

United States District Judge

DATE: April 30, 2020

18-282-01-Order